

Denise A. Dragoo (0908)
James P. Allen (11195)
SNELL & WILMER L.L.P.
15 West South Temple, Suite 1200
Salt Lake City, Utah 84101
Telephone: 801-257-1900
Facsimile: 801-257-1800

Bennett E. Bayer (*Pro Hac Vice*)
Landrum & Shouse LLP
106 West Vine Street
Suite 800
Lexington, KY 40507
Telephone: 859-255-2424
Facsimile: 859.233.0308
Attorneys for Permittee
Alton Coal Development, LLC

FILED

FEB 17 2010

SECRETARY, BOARD OF
OIL, GAS & MINING

**BEFORE THE BOARD OF OIL, GAS, AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

UTAH CHAPTER OF THE SIERRA CLUB,
SOUTHERN UTAH WILDERNESS
ALLIANCE, NATURAL RESOURCES
DEFENSE COUNCIL, and NATIONAL
PARKS CONSERVATION ASSOCIATION,

Petitioners,

v.

DIVISION OF OIL, GAS, & MINING,

Respondent,

ALTON COAL DEVELOPMENT, LLC, and
KANE COUNTY, UTAH,

Respondent/Intervenors.

**PERMITTEE'S REVISED
PRELIMINARY WITNESS LIST**

Docket No. 2009-019

Cause No. C/025/0005

Pursuant to Utah Administrative Code R641-108-900 and the Board's Order for
Discovery, Alton Coal Development, LLC ("Alton") hereby advises the parties that it **will call**
the following witnesses to testify at the Board's hearing in the above-captioned matter.

Chris R. McCourt
463 N 100 W
Suite 1
Cedar City, UT 84720

Erik C. Petersen
2695 N 600 E
Lehi, UT 84043

Jody Patterson
322 East 100 South
Moab, UT 87135

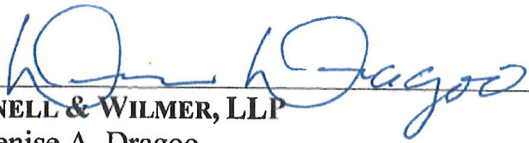
In addition, Alton **may call** the following witnesses:

Steven L. Peterson
597 W 350 N
Springville, UT 84663

David E.B. Strohm II
7669 W Riverside Drive
Suite 101
Boise, ID 83714

This list is preliminary, and Alton expressly advises the parties that it may call expert or fact witness not named above in rebuttal to evidence presented by Petitioners.

SUBMITTED this 17th day of February, 2010.


SNELL & WILMER, LLP
Denise A. Dragoo
James P. Allen

LANDRUM & SHOUSE LLP
Bennett E. Bayer (*Pro Hoc Vice*)

Attorneys for Alton Coal Development, LLC

CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of February, 2010, I mailed a true and correct copy of the foregoing **PERMITTEE'S PRELIMINARY WITNESS LIST** via e-mail and United States mail, postage prepaid, to the following:

Stephen Bloch, Esq.
Tiffany Bartz, Esq.
Southern Utah Wilderness Alliance
425 East 100 South
Salt Lake City, Utah 84111

Walton Morris, Esq. (*pro hac vice*)
MORRIS LAW OFFICE, P.C.
1901 Pleasant Lane
Charlottesville, VA 22901

Sharon Buccino, Esq. (*pro hac vice*)
Natural Resources Defense Council
1200 New York Ave, N.W., Suite 400
Washington, DC 20005
Attorneys for Petitioner

Michael S. Johnson, Esq.
Assistant Attorney General
1597 W. North Temple Suite 300
Salt Lake City, UT 84116
Attorney for the Board of Oil, Gas and Mining

Steven F. Alder, Esq.
Frederic Donaldson, Esq.
1597 W. North Temple Suite 300
Salt Lake City, UT 84116
Attorneys for the Division of Oil, Gas and Mining

William Bernard, Esq.
Kane County Attorney
78 North Main Street
Kanab, UT 84741
Attorneys for Intervenor, Kane County, Utah

